APR 0 6 2005

Patents

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Siemers et al.

Application No.: 10/636,100

August 7, 2003

Filed:

For:

Cabinet Scraper with Handles

Art Unit:

Examiner: Payer, Hwei Siu Chou

Docket No: L3440/277452

RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

CERTIFICATE PACSIMILE TRANSMISSION

contify that this document and all documents referred to as being factimile transmitted to the U.S. Patent and Office Central Fax No.: 703-872-9306 on April 4, 2005.

This paper responds to the Final Office Action mailed January 4, 2005, in the aboveidentified patent application.

Amendments to the claims begin on page 2 of this paper.

Remarks begin on page 6 of this paper.

ATLEMAN INDEX.)

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Continued Examination (RCE) **Transmittal**

Address for Abid Step RCE Commissioner for Palents P.O. Box 1450 Abstandria, VA 22215-1450

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Application Number	10/836,100	7
Filing Date	August 7, 2003	
First Named Inventor		ECEIVED AL SAN CENTRAN
Art Unit	3724	
Examiner Name	Havel Siu Chou Payer	R 8 & 2005
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This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction Sheat for RCEs (not to be submitted to the USPTO) on page 2.

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	a. Previously submitted. If a final Office action is outstanding, any amendments filed effer the final Office action may be considered as a submission oven if this box is not checked.						
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KILPATRICK STOCKTON LLP

Attorneys at Law

July 14, 2005

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COMMENTS

Please acknowledge receipt of the enclosed:

- 1) Request for Refund;
- 2) Copy of the U.S. Patent Office's Auto-Reply Facsimile Transmission;
- 3) Copy of form PTO-2038;

For:

Applicant(s): Siemers et al. Application No.: 10/636,100 Filing Date: August 7, 2003

Title: Cabinet Scraper with Handles

Attorney Docket No. L3440/277452

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PAGE 1/5 * RCVD AT 7/14/2005 2:34:35 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/1 * DAIIS:8729306 * CSID:404 815 6555 * DURATION (mm-ss):01-44

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application	of: Siemers et al.)		JUL 1 4 2005
Application No.:	10/636,100)	Art Unit:	3724
Filed:	August 7, 2003)	Examiner:	Payer, Hwei Siu Chou
For:	Cabinet Scraper with Handles)		
		,	Docket No:	L3440/277452

REQUEST FOR REFUND

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

CERTIFICATE FACSIMILE TRANSMISSION

I hereby certify that this document and all documents refured to as enclosed are being facsimile transmitted to the U.S. Patent and Trademark Office Central Pax No.: 703-872-9306 on July 14,2005.

Margard A. Cogoum

Sir:

On April 18, 2005, the United States Patent and Trademark Office debited Deposit Account No. 11-0855, a fee for the filing of a Request for Continued Examination ("RCE") in the amount of \$790.00 and a fee for independent-claims-in-excess-of-three in the amount of \$200.00 in the referenced patent application. Applicants respectfully assert that form PTO-2038 was submitted on April 4, 2005, with the filing of the RCE to cover the filing fee of \$790.00 and the independent-claims-in-excess-of-three fee of \$200.00 and request a refund.

A RCE and Response to Final Office Action were filed with the U.S. Patent Office via facsimile transmission on April 4, 2005. Form PTO 2038 was included with the RCE and Response to Final Office Action directing payment of the RCE filing fee and excess independent claim fee be charged to a credit card account. A copy of the U.S. Patent Office's Auto-Reply Facsimile Transmission evidencing the filing of the RCE, Response to Final Office Action and, form PTO-2038 is enclosed. Further, a copy of the form PTO-2038 evidencing the direction to charge the fees to a credit card is enclosed. Accordingly, Applicant respectfully requests a refund of the RCE filing fee of \$790.00 and excess fee of \$200.00 by means of crediting Deposit Account No. 11-0855.

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